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FREEDOM OF INFORMATION



Connecticut Freedom of Information Commission • 18-20 Trinity Street, Suite 100 • Hartford, CT 06106
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Gary Sheldon,
Complainant(s)
against

Notice of Meeting

Docket #FIC 2012-031

Commissioner, State of Connecticut,
Office of Policy and Management; and State of
Connecticut, Office of Policy and Management,
Respondent(s)

August 24, 2012

Transmittal of Proposed Final Decision

In accordance with Section 4-179 of the Connecticut General Statutes, the Freedom of Information Commission hereby transmits to you the proposed finding and decision prepared by the hearing officer in the above-captioned matter.

This will notify you that the Commission will consider this matter for disposition at its meeting which will be held in the Freedom of Information Commission Hearing Room, 18-20 Trinity Street, 1st floor, Hartford, Connecticut, at **2 p.m. on Wednesday, September 12, 2012**. At that time and place you will be allowed to offer oral argument concerning this proposed finding and order. Oral argument shall be limited to ten (10) minutes. For good cause shown, however, the Commission may increase the period of time for argument. A request for additional time must be made in writing and should be filed with the Commission **ON OR BEFORE August 31, 2012**. Such request **MUST BE (1) copied to all parties, or if the parties are represented, to such representatives, and (2) include a notation indicating such notice to all parties or their representatives.**

Although a brief or memorandum of law is not required, if you decide to submit such a document, the Commission requests that an **original and fourteen (14) copies** be filed **ON OR BEFORE August 31, 2012**. PLEASE NOTE: Any correspondence, brief or memorandum directed to the Commissioners by any party or representative of any party **MUST BE (1) copied to all parties, or if the parties are represented, to such representatives, (2) include a notation indicating such notice to all parties or their representatives and (3) be limited to argument. NO NEW EVIDENCE MAY BE SUBMITTED.**

If you have already filed a brief or memorandum with the hearing officer and wish to have that document distributed to each member of the Commission, it is requested that **fourteen (14) copies** be filed **ON OR BEFORE August 31, 2012**, and that **notice be given to all parties or if the parties are represented, to their representatives, that such previously filed document is being submitted to the Commissioners for review.**

By Order of the Freedom of
Information Commission

W. Paradis
Acting Clerk of the Commission

Notice to: Gary F. Sheldon
Ann H. Rubin, Esq.

8/24/2012/FIC# 2012-031/Trans/wrbp/VDH/TAH

FREEDOM OF INFORMATION COMMISSION
OF THE STATE OF CONNECTICUT

In the Matter of a Complaint by

Report of Hearing Officer

Gary Sheldon,

Complainant

against

Docket #FIC 2012-031

Commissioner, State of Connecticut,
Office of Policy and Management; and
State of Connecticut, Office of Policy
and Management,

Respondents

August 23, 2012

The above-captioned matter was scheduled to be heard as a contested case on July 10, 2012, at which time the complainant and the respondents appeared, stipulated to certain facts and presented testimony, exhibits and argument on the complaint.

At the conclusion of the contested case hearing, the parties requested permission to file post-hearing briefs. The request was granted and the deadline for filing briefs was set for July 31, 2012. In addition, the respondents were ordered to submit the records at issue to the Commission by August 17, 2012 for an in camera inspection.


By way of a joint motion filed July 31, 2012, the parties requested that the deadline for filing post-hearing briefs be extended to August 6, 2012. In addition, the parties informed the hearing officer that they were continuing to work towards a settlement that would resolve all of the matters in the case. The parties' request was granted.

By letter dated and filed August 8, 2012, the complainant informed the hearing officer that the parties had reached a settlement in this case, which was not fully executed, and requested that Commission suspend the deadlines for the filing of post-hearing briefs, and the submission of in camera records, so that the parties could finalize their agreement. This request was granted, and the parties were ordered to update the hearing officer on the status of this case, in writing, by August 16, 2012.

The complainant formally withdrew his complaint on August 17, 2012.

The following order by the Commission is hereby recommended on the basis of the record concerning the above-captioned complaint:

1. Based on the withdrawal of the complaint, the case is hereby dismissed.
2. The Commission commends the parties on having worked so diligently on the resolution of this case as well as on their courteous communications to the hearing officer regarding the same.


Valicia Dee Harmon
as Hearing Officer